

## AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Werner, et al.  
 App. No. : 10/035,836  
 Filed : December 21, 2001  
 For : SURFACE ASSEMBLY FOR  
 IMMOBILIZING DNA CAPTURE  
 PROBES AND BEAD-BASED  
 ASSAY INCLUDING OPTICAL  
 BIO-DISCS AND METHODS  
 RELATING THERETO  
 Examiner : B.J. Forman  
 Art Unit : 1634

## CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 22, 2004  
 (Date)  
 Michael L. Fuller, Reg. No. 36,516

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Response in 19 pages.
- (X) Replacement Figure No. 23.
- (X) Power of Attorney from Nagaco & Co., Ltd., partial assignee, in 1 page.
- (X) Power of Attorney from Burstein Technology, Inc., partial assignee, in 1 page.
- (X) Statement under 37 CFR 3.73(b) in two pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE	PRESENT # OF CLAIMS MINUS # OF CLAIMS PREVIOUSLY PAID FOR	FEE CODE	CALCULATION	TOTAL
Total Claims	43 - 69 = 0	1202 (\$18)	0 x 18 =	\$ 0
Independent Claims	10 - 25 = 0	1201 (\$86)	0 x 86 =	\$ 0
3 Month Extension		1253 (\$950)		\$950
			<b>TOTAL FEE DUE</b>	<b>\$950</b>

03/26/2004 MDANTE1 00000010 10035836

01 FC:1253

-950.00 OP

Adjustment date: 07/07/2004 EERUBAY1

03/26/2004 MDANTE1 00000010 10035836

01 FC:1253

-950.00 OP

07/07/2004 EERUBAY1 00000009 10035836

475.00 OP

01 FC:2253

Reg'n. Ref: 07/07/2004 EERUBAY1 0008364200  
 DRH:111410 Name/Number:10035836  
 FC: 9204 \$475.00 CR

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NAGACO.060A

**Customer No. 20,995**

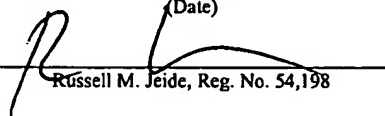
**LETTER REQUESTING REFUND**

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PROBES AND BEAD-BASED  
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RELATING THERETO  
  
Examiner : B.J. Forman  
Art Unit : 1634

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 21, 2004

(Date)

  
Russell M. Jeide, Reg. No. 54,198

**Mail Stop 16**

Director, U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Fees based on large entity status were submitted with the Amendment filed on March 22, 2004 in the above-identified case. The present application qualifies for small entity status pursuant to the terms of 37 C.F.R. § 1.27. Applicant requests a refund of one-half of the fees paid, as calculated below. Please credit our Deposit Account No. 11-1410.

	Paid	Refund
Basic Fee for 3-Month Extension	\$950	\$475
Total Claims (- 20 x \$18)	\$	\$
Independent Claims (- 3 x \$86)	\$	\$
<b>TOTAL</b>	<b>\$</b>	<b>\$475</b>

App. No.: 10/035,836  
Filed: December 21, 2001

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Please direct all future correspondence to **Customer No. 20,995**.

Respectfully submitted,

DEC 21 2001 PM 3:46

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

6/21/09

By:

RJ

Russell M. Jeide  
Registration No. 54,198  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

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